

BALL JANIK LLP

A T T O R N E Y S

1455 F STREET, NW, SUITE 225
WASHINGTON, D.C. 20005

www.balljanik.com

TELEPHONE 202-638-3307
FACSIMILE 202-783-6947

KARL MORELL

AB-570(SUB-No. 2X)

kmorell@bjllp.com

February 6, 2007

BY HAND DELIVERY

Victoria Rutson
Chief
Section of Environmental Analysis
Surface Transportation Board
1925 K Street, N.W. - Room 504
Washington, DC 20423



Re: STB Docket No. AB-570 (Sub-No. 2X), Palouse River & Coulee City Railroad, Inc. – Abandonment Exemption – In Latah County, Idaho

Dear Ms. Rutson:

On January 17, 2007, we submitted to your office copies of the Environmental Report and Historic Report in the above-captioned matter. Attached please find ten (10) copies of the additional response we received from the Corps of Engineers.

Sincerely,

Karl Morell

Enclosure



REPLY TO
ATTENTION OF

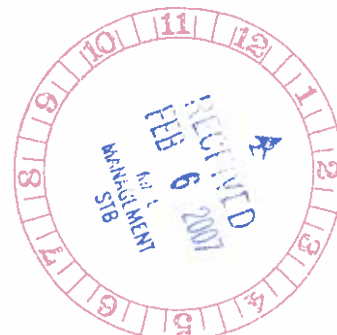
DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS
201 NORTH THIRD AVENUE
WALLA WALLA, WASHINGTON 99362-1876

January 24, 2007

Regulatory Division

SUBJECT: NWW-2007-75-W02

Mr. Karl Morell
Ball Janik LLP
Suite 225
1455 F Street NW
Washington, D.C. 20005



Dear Mr. Morell

We reviewed the Palouse River & Coulee City Railroad's proposed railroad abandonment in Moscow, Idaho, Docket No. AB-570, which is described in your January 17, 2007 letter. Based on the information you provided, your work will not involve a discharge of dredged or fill material below the ordinary high water mark of Paradise Creek or in wetlands. Therefore, a Department of the Army permit will not be required for your project.

This determination applies only to Department of the Army permits administered by the Corps of Engineers. Your project may also require permits from other Federal, state, and local agencies. In addition, your project may require a permit from your local city or county zoning office if they adopted a local floodplain management ordinance under the National Flood Insurance Program. You should contact these agencies to obtain any necessary permits prior to starting construction.

We are interested in your thoughts and opinions concerning the quality of service you received from the Walla Walla District, Corps of Engineers Regulatory Division. If you have Internet access and are interested in letting us know how we are doing, you can complete an electronic version of our Customer Service Survey form on our web site at: <http://per2.nwp.usace.army.mil/survey.html> which will be automatically submitted to us. Alternatively, you may call and request a paper copy of the survey which you may complete and return to us by mail or fax.

Please contact me at 509-527-7156 if you have any questions.

Sincerely,

Duane E. Mitchell
Regulatory Project Manager